

# SCHOENBECK LAW

Lee Schoenbeck\*

*\*Civil Trial Specialist,  
Certified by the National Board  
of Trial Advocacy*

215 - 10th Street N.W.  
P.O. Box 1325  
Watertown, SD 57201-6325  
Telephone: (605) 886-0010  
Facsimile: (605) 886-0011

Dixie Riter, CP  
Certified Paralegal

E-Mail: [lee@schoenbecklaw.com](mailto:lee@schoenbecklaw.com)  
Website: [www.schoenbecklaw.com](http://www.schoenbecklaw.com)

February 17, 2009

## BY FAX ONLY

Hon. Charles B. Kornmann  
ATTN: Susan Margolies  
United States Courthouse  
102 4<sup>th</sup> Ave. SE, Ste. 408  
Aberdeen, SD 57401

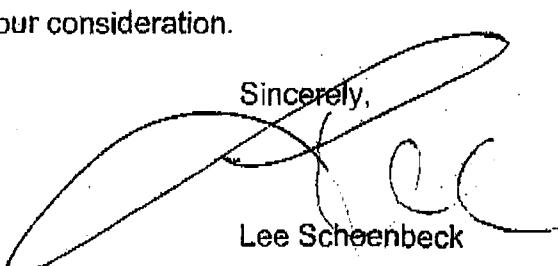
Re: ESCO v. Advance  
Civ 07-1026

Dear Judge Kornmann:

This letter will confirm that the parties have settled the above-entitled matter. We will get a formal Stipulation to Dismiss to the Court within the next week. In the meantime, please take this as our informal notification to the Court so that the jury trial may be canceled.

Thank you for your consideration.

Sincerely,



Lee Schoenbeck

LS/dr

Cc: David Shouvlis (by email)  
Client (by email)